

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF WASHINGTON

UNITED STATES OF AMERICA,

Plaintiff,

v.

RHONDA FIRESTACK-HARVEY,

Defendant.

NO: 2:13-CR-0024-TOR-1

ORDER GRANTING DEFENDANT'S
MOTION TO MODIFY CONDITIONS
OF RELEASE

BEFORE THE COURT is Defendant's Motion to Modify Conditions of Release (ECF No. 804). The motion was submitted for consideration without oral argument. The Court has reviewed the motion and the file therein and is fully informed.

On October 13, 2015, the Court issued an order granting Defendant permission to travel to and reside in Kirkland, Washington, until December 31, 2015, while she recuperates from a recent medical procedure. Defendant now seeks to further modify her conditions of release to allow her to reside in Kirkland with her son's girlfriend on a more permanent basis. Beyond the request to change her

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OF RELEASE ~ 1

1 residence, Defendant also requests that the Court allow her blanket permission to
2 travel between Kirkland, Spokane, and Colville, Washington without seeking
3 advance approval of her probation officer, and finally, to terminate her curfew
4 condition. The Defendant has been granted permission to travel on several
5 occasions during the pendency of this matter with no problems and has otherwise
6 abided by all conditions of her release, to include her curfew. In her motion, the
7 Defendant notes that neither the government nor the probation office are opposed
8 to the proposed changes in her release conditions. The United States Probation
9 Officer has been contacted and does not oppose the request, but indicates that a
10 transfer of supervision to the United States Probation Office for the Western
11 District of Washington may be required and expressed concern about whether
12 Defendant's conditions of release allow for contact with her son, and co-
13 Defendant, Rolland Gregg. Based on the Defendant's previous good conduct while
14 under conditions of pre-trial and post-trial release, the Court finds that good cause
15 exists to again modify Defendant's conditions of release and allow her to reside in
16 Kirkland, Washington until the conclusion of the appeal in this matter; to allow her
17 to travel between the western and eastern districts of Washington without seeking
18 advance permission of the United States Probation Office; and to terminate the
19 curfew provision of her supervised release. Finally, the Court sees no reason to
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1 prohibit contact between Defendant and her son, and co-Defendant, Rolland
2 Gregg.

3 ACCORDINGLY, IT IS HEREBY ORDERED:

4 1. Defendant's Motion to Modify Conditions of Release (ECF No. 804)
5 is **GRANTED**.

6 2. Defendant is permitted to reside in Kirkland, Washington, until the
7 conclusion of the appeal in this matter.

8 3. Defendant is allowed to travel between the eastern and western districts
9 of Washington without seeking advance permission from the U.S. Probation
10 Office.

11 4. If directed by the United States Probation Office and approved by the
12 Chief Judge for the Western District of Washington, Defendant's supervision may
13 be transferred to that district.

14 5. Defendant's curfew restriction is terminated from her conditions of
15 supervision.


16 6. Defendant is not prohibited from communicating with her son, and co-
17 Defendant, Rolland Gregg or residing with her son.

18 7. All other terms and conditions of Defendant's post-trial supervision
19 remain in effect.

1 The District Court Executive is hereby directed to enter this Order and
2 furnish copies to counsel.

3 **DATED** December 1, 2015.



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THOMAS O. RICE
6 United States District Judge

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